



"Express Mail" mailing label number EV 316043109 US

Date of Deposit: December 28, 2005

PATENT
CASE NO. 56/436

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application:)	
)	
Erich Strasser et al.)	
)	Group Art Unit: 2859
)	
International Patent Application)	
No. PCT/EP02/13547)	
)	
International Filing)	
Date: November 30, 2002)	Confirmation No. 8474
)	
U.S. Patent Application)	
Serial No.: 10/500,787)	
)	
Filed: July 2, 2004)	
)	Examiner: Fulton. Christopher W.
)	
For: POSITION MEASURING DEVICE)	

RESPONSE TO NOTICE OF ALLOWANCE

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

A Notice of Allowance for the above-mentioned application was mailed on September 29, 2005 that presented a statement of reasons for the allowance of the claims. Applicants traverse the statement in that there are broader and/or other reasons why the claims are allowable over the prior

art. In addition, the statement appears to be directed to the position measuring device of claims 16-24 and not the method of claims 25-32.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John C. Freeman", is written over a horizontal line.

John C. Freeman
Registration No. 34,483
Attorney for Applicants

BRINKS HOFER
GILSON & LIONE
P.O. Box 10395
Chicago, Illinois 60610
(312) 321-4200

Dated: December 28, 2005



U.S.P.S. EXPRESS MAIL "POST OFFICE TO ADDRESSEE" SERVICE
DEPOSIT INFORMATION

Express Mail Label No.: EV 316043109 US

Date of Deposit: December 28, 2005

**BRINKS
HOFFER
GILSON
& LIONE**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Erich Strasser et al.

Appln. No.: International Patent Application
No. PCT/EP02/13547

U.S. Patent Application
Serial No.: 10/500,787

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For: POSITION MEASURING DEVICE

Examiner: Fulton,
Christopher W

Art Unit: 2859

Attorney Docket No: 56/436

Mail Stop Issue Fee
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ Transmittal (in duplicate); Response to Notice of Allowance; Check in the Amount of \$1,730.
☒ Return Receipt Postcard

Fee calculation:

- ☐ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☒ A petition or processing fee in an amount of \$1,730.00 under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.		Minus			X100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

Fee payment:

- ☒ A check in the amount of \$1,730.00 is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

December 28, 2005
Date

Respectfully submitted,

John C. Freeman
John C. Freeman (Reg. No. 34,483)